

STATE OF MINNESOTA

IN SUPREME COURT

C1-84-2140

Petition of Lawyers Professional
Responsibility Board to Amend Rules
on Lawyers Professional Responsibility.

O R D E R

WHEREAS, by order dated August 31, 1984, the Supreme Court appointed an Advisory Committee on Lawyer Discipline to study the lawyer discipline process and to recommend such changes as it deemed appropriate for the consideration of the Court; and

WHEREAS, on December 2, 1985, the Supreme Court Advisory Committee filed a petition in the Supreme Court recommending certain changes to the Rules on Lawyers Professional Responsibility and a public hearing was held on those recommendations on March 18, 1986; and

WHEREAS, the Lawyers Professional Responsibility Board submitted proposals for further rule changes on February 6, 1986, which proposals were not considered on March 18, 1986, by this Court because there had been an insufficient period of time for notice and comment regarding the Board's further proposals;

NOW, THEREFORE, it is hereby ordered that a public hearing be held in the Supreme Court chambers at the State Capitol in St. Paul at 10:00 a.m. on December 12, 1986, to consider amendments to the Rules on Lawyers Professional Responsibility.

IT IS HEREBY FURTHER ORDERED that any person wishing to obtain a copy of the petition write to the Clerk of the Appellate Courts, 230 State Capitol, St. Paul, Minnesota, 55155.

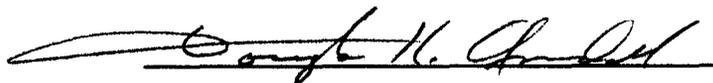
IT IS FURTHER ORDERED that:

1. All persons, including members of the Bench and Bar, desiring to present written statements concerning the subject matter of the hearing, but who do not desire to make an oral presentation at the hearing, shall file 10 copies of such statement with the Clerk of the Appellate Courts, 230 State Capitol, St. Paul, Minnesota, 55155, on or before December 1, 1986, and

2. All persons desiring to make oral presentation at the hearing shall file 10 copies of the material to be so presented with the aforesaid clerk together with 10 copies of a request to make the oral presentation. Such statements and requests shall be filed on or before December 1, 1986.

Dated: 9-22-86

BY THE COURT:



Chief Justice

OFFICE OF
APPELLATE COURTS
FILED

SEP 22 1986

WAYNE TSCHIMPERLE
CLERK

LAW OFFICES

PHILLIPS, GROSS & AARON, P.A.

700 NORWEST MIDLAND BUILDING
401 SECOND AVENUE SOUTH
MINNEAPOLIS, MINNESOTA 55401
(612) 332-6571

REPLY TO:

Piper Jaffray Tower

BERT M. GROSS
FELIX M. PHILLIPS
ALLEN H. AARON
STEVEN G. POTACH
MARK R. GEIER

1905 PIPER JAFFRAY TOWER
222 SOUTH NINTH STREET
MINNEAPOLIS, MINNESOTA 55402
(612) 349-6786
TELECOPIER: (612) 349-2824

#PT-149

November 25, 1986

OFFICE OF
APPELLATE COURTS
FILED

NOV 26 1986

Mr. Wayne Tschimperle
Clerk
Office of Appellate Courts
230 State Capitol
St. Paul, Minnesota 55155

WAYNE TSCHIMPERLE
CLERK

Dear Mr. Tschimperle:

Re: Petition of Lawyers Professional
Responsibility Board to Amend Rules
No. C1-84-2140

Enclosed on behalf of the Attorney Registration Fee Committee is a written statement concerning the pending petition, ten copies as required by the court's order of September 22, 1986.

As appears in the statement, this committee does not desire to make an oral presentation with respect to this statement.

Yours truly,



Felix M. Phillips

FMP/mp
Enc.

cc: Honorable George M. Scott
William Wernz, Esq.
Attorney Registration Fee Committee

STATE OF MINNESOTA

IN SUPREME COURT

C1-84-2140

OFFICE OF
APPELLATE COURTS
FILED

NOV 26 1986

WAYNE TSCHIMPERLE
CLERK

Petition of Lawyers Professional
Responsibility Board to Amend
Rules on Lawyers Professional
Responsibility.

Written Statement by the
Attorney Registration Fee
Committee in Support of
the Petition.

WHEREAS, the Supreme Court, by order dated March 22, 1986, established the Attorney Registration Fee Committee, case No. C9-81-1206, a copy of said order and the court's order of June 30, 1986, concerning the charge to said committee, both being attached hereto; and

WHEREAS, in response to the court's charge, the committee has selected Elton A. Kuderer as its chairman; and

WHEREAS, in examining the funding of the several Boards regulating the practice of law, the committee has carefully looked into the activities of the Lawyers Professional Responsibility Board and in that connection has reviewed the present petition to amend the Rules on Lawyers Professional Responsibility, particularly with regard to the Board's recommendations numbered 6 and 7; and

WHEREAS, the undersigned committee has received and carefully considered statements from the Board staff and other parties familiar with its activities; and

WHEREAS, the full committee unanimously accepts recommendations 6 and 7 as being appropriate amendments to the rules, and believes such recommendations will substantially assist funding of the Lawyers Professional Responsibility Board and that such recommendations would be equitable and are justified and appropriate in all the circumstances,

NOW, THEREFORE, the Attorney Registration Fee Committee hereby urges the court to grant the petition with respect to recommendations 6 and 7.

This committee takes no position with respect to the other recommendations having not considered them in connection with its charge.

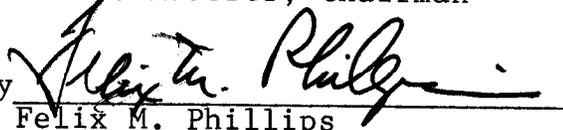
This committee does not desire to make an oral presentation at the hearing.

Dated: November 25, 1986.

ATTORNEY REGISTRATION FEE COMMITTEE

By Elton A. Kuderer, Chairman

By



Felix M. Phillips

A member of said committee

STATE OF MINNESOTA

IN SUPREME COURT

In re Establishment of the
Attorney Registration Fee
Committee.

ORDER

WHEREAS, annual attorney registration fees provide funding for various Supreme Court boards and commissions; and

WHEREAS, it is anticipated that there will be increasing demands upon funds generated by the attorney registration fee from boards and commissions presently in existence and from agencies that may be created by the Supreme Court in the future; and

WHEREAS, the Supreme Court believes that a study of the attorney registration fee structure should be examined in detail by knowledgeable members of the Bar;

NOW, THEREFORE, IT IS HEREBY ORDERED that an attorney registration fee committee be established to study the existing system and report its findings to the Court.

IT IS FURTHER ORDERED that the members of the committee shall be as follows:

Felix Phillips, Esq., Minneapolis
Roger Magnuson, Esq., Minneapolis
JoAnn McGuire, Esq., Minneapolis
Jeffrey Hassan, Esq., Minneapolis
Sheila Fishman, Esq., St. Paul
Richard T. Malone, Esq., St. Paul
Jerome Simon, Esq., St. Paul
Jay Mondry, Esq., Park Rapids
Joseph B. Johnson, Esq. Duluth
Elton Kuderer, Esq., Fairmont

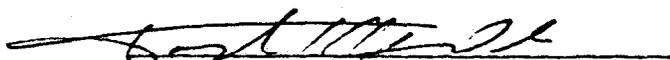
IT IS FURTHER ORDERED that the committee shall select a chairperson from among its members.

IT IS FURTHER ORDERED that the State Court Administrator or her designee shall serve as the Supreme Court liaison to the committee.

Dated: *March 27, 1986*
OFFICE OF
APPELLATE COURTS
FILED

MAR 27 1986

BY THE COURT


Douglas K. Amdahl
Chief Justice

WAYNE TSCHIMPERLE
CLERK

STATE OF MINNESOTA

IN SUPREME COURT

C9-81-1206

In re Charge to
Attorney Registration
Fee Committee

ORDER

WHEREAS, the lawyers of Minnesota and the organized bar have traditionally demonstrated concern for, and leadership in, the administration of programs effecting improvements in the regulation of the practice of law, and

WHEREAS, the Supreme Court has constitutional authority to regulate the practice of law, and

WHEREAS, the Supreme Court, at the urging of the lawyers of the state, has periodically established Boards to regulate the admission to and practice of law and has assessed each lawyer in the state of Minnesota a fee to support the activities of those Boards; and

WHEREAS, the Supreme Court believes it prudent to periodically reexamine the mechanism for funding these activities; and

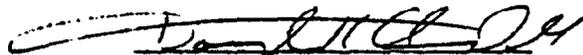
WHEREAS, the Supreme Court by order dated March 27, 1986 has appointed the Attorney Registration Fee Committee to participate in this periodic reexamination;

NOW, THEREFORE, IT IS HEREBY ORDERED that the Attorney Registration Fee Committee shall examine the current methods of funding the several Boards regulating the practice of law, and shall consider any alternative financing methods it deems appropriate. The committee shall report to the

Court the results of its study including recommendations for change, if any, in
the current system of financing.

Dated: June 30, 1986

BY THE COURT



Douglas K. Amdahl
Chief Justice

OFFICE OF
APPELLATE COURTS
FILED

JUN 30 1986

WAYNE TSCHIMPERLE
CLERK

